HEYWOOD ERIC BECKER, ESQ.
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No. 82-268
IN THE SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 1981

FIRST PENNSYLVANIA BANK, N.A.,
Appellant

v.

LANCASTER COUNTY TAX CLAIM BUREAU,
Appellee,

and

DELLA BECKER,
Appellee,

MOTION OF APPELLEE, DELLA BECKER, REQUESTING CONSIDERATION OF APPELLANT'S JURISDICTIONAL STATEMENT FORTHWITH

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On Appeal from the Supreme Court of the Commonwealth of Pennsylvania

MOTION OF APPELLEE, DELLA BECKER, REQUESTING CONSIDERATION OF APPELLANT'S JURISDICTIONAL STATEMENT FORTHWITH

Della Becker, Appellee herein, respectfully requests that this Court consider and decide Appellant's Jurisdictional Statement forthwith, for the following reasons:

1. Appellee has argued that the decree of the Supreme Court of Pennsylvania might well have rested upon the Pennsylvania Deficiency Judgement Act, an adequate and independent state ground.
2. Appellee has argued that this Court is consequently without jurisdiction.
3. Appellee has also argued that Appellant's claim is moot, for its mortgage was satisfied by operation of law.
4. Eight years have passed in litigation over the title to Appellee's real estate, the taxes continue to mount, yet the land is useless and, in fact, a burden to her, so long as her title is clouded by this suit.
5. This Court can decide Appellant's Jurisdictional Statement regardless of the outcome of Mennonite Board of Missions, Inc. v. Adams, probable jurisdiction noted, No. 82-11 (U.S. Sup. Ct., October 12, 1982).

Respectfully submitted,

Heywood Eric Becker, Esq.
Attorney for Appellee,
Della Becker

COPY

AFFIDAVIT OF SERVICE

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Commonwealth of Pennsylvania ss.

County of Bucks

I, Heywood Eric Becker, Esq., depose and say that I am an attorney for Della Becker, appellee, and that on November 8, 1982, pursuant to Supreme Court Rule 33, I served one copy of the foregoing Answer and one copy of the foregoing Motion on the parties required to be served herein, as follows:

On First Pennsylvania Bank, appellant herein, by mailing the copies in a duly addressed envelope, with first class postage prepaid, to Richard M. Schusterman, counsel of record for said appellant, at his office at White and Williams, 1234 Market Street, 17th Floor, Philadelphia, PA 19107.

All parties required to be served have been served.

Heywood Eric Becker, Esq.

Subscribed and sworn to before me on November 8, 1982.

Angeline F. Cleary

A Notary Public of Pennsylvania

ANGELINE F. CLEARY, NOTARY PUBLIC
NEW HOPE BORO, BUCKS COUNTY
MY COMMISSION EXPIRES FEB. 22, 1986
Member, Pennsylvania Association of Notaries